

PATENT *774*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**(Case No. 98-710-B)**

In the Application of:

Scannell, et al.

Serial No.: 09/937,667

Filing Date: March 23, 2000

For: Compounds and Methods for Treatment of  
 Asthma, Allergy and Inflammatory Disorders

Examiner: Not yet assigned

Group Art Unit: Not yet assigned

Confirmation No.: 5122

**TRANSMITTAL LETTER**

BOX PCT  
 Commissioner for Patents  
 Washington, D.C. 20231

Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:

- a) copy of Notice to File Missing Requirements;
- b) Response to Notice to File Missing Requirements;
- c) two (2) Declaration and Power of Attorney; and
- d) return receipt postcard.

2. With respect to fees:

- a) Please charge our Deposit Account in the amount of \$130.00.
- b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.

3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on February 4, 2002.

03/04/2002 BCANPDEL 09000008 132490 09937667  
 01 FC:154 130.00 CHS

Date: February 4, 2002

Respectfully submitted,

*Michael S. Greenfield*  
 Michael S. Greenfield  
 Registration No. 37,142

## PATENT

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**(Case No. 98-710-B)**

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**Confirmation No.: 5122**

## RESPONSE TO NOTICE OF MISSING PARTS REQUIREMENTS

BOX PCT  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Notice of Missing Requirements, applicants submit herewith two (2) executed combined Declaration and Power of Attorney.

Respectfully submitted,

Date: February 4, 2002

Michael S. Greenfield  
Registration No. 37142

Telephone: 312-913-0001  
Facsimile: 312-913-0002

**McDonnell Boehnen Hulbert & Berghoff**  
300 South Wacker Drive, 32<sup>nd</sup> Floor  
Chicago, IL 60606

**CERTIFICATE OF MAILING (37 C.F.R. 1.8a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the: Commissioner for Patents, Washington D.C. 20231, on February 4, 2002.

Date: February 4, 2002

Michael S. Greenfield



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/937,667	Ralph Scannell	98,710-B

INTERNATIONAL APPLICATION NO.
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PCT/BE00/00026

LA. FILING DATE	PRIORITY DATE
03/23/2000	03/26/1999

Michael S Greenfield  
 McDonnell Boehnen Hulbert & Berghoff  
 300 South Wacker Drive Suite 3200  
 Chicago, IL 60606

CONFIRMATION NO. 5122

371 FORMALITIES LETTER



\*OC000000007150122\*

Date Mailed: 12/05/2001

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments

DOCKETED

DEC 11 2001

DUE DATE

2/5/02

K.B. CB

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 305-3736

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/937,667	PCT/BE00/00026	98,710-B

Rec'd PCT/PTO 15 FEB 2001

RECEIVED

FEB 19 2002

PCT INITIAL PROCESSING

09/937 667

1007 REC'D PCT/PTO 15 FEB 2002



McDonnell Boehnen Hulbert & Berghoff  
Law Offices

300 South Wacker Drive  
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Box PCT  
Commissioner for Patents  
Washington, D.C. 20231

